

**MINUTES OF THE REGULAR MEETING  
OF THE PRESIDENT AND BOARD OF TRUSTEES  
OF THE VILLAGE OF BARRINGTON  
Monday, October 11, 2004**

**CALL TO ORDER**

The Regular Meeting of the President and Board of Trustees was called to order by President Reagle at 8:00 p.m. in the Village Board Room, 200 South Hough Street, Barrington, Illinois. Mary Anderson led the pledge of allegiance and then gave the invocation.

**ROLL CALL**

Upon roll being called the following answered present: Trustees Karen Darch, Jack Schaefer, Beth Raseman, Jeanne Yeagley, Paul Hunt, Jim Daluga; President Marshall Reagle. Also present were: Village Clerk Ron Koppelman and Director of Administrative Services/ Treasurer Denise Pieroni.

**CONSIDERATION OF MODIFICATIONS TO AGENDA**

President Reagle asked the Board if there were any additions, corrections or deletions to the Agenda. No changes to the agenda were requested.

**APPROVAL OF MINUTES**

**MOTION:** A motion was duly made by Trustee Daluga and seconded by Trustee Darch to approve the minutes of the September 27, 2004 Regular Meeting of the Corporate Authorities including the change reflected in the draft delivered to each member of the Corporate Authorities at the dais.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed and the minutes approved.

**PERSONS TO BE HEARD FROM THE FLOOR – CITIZEN’S REGISTRATION/COMMENTS**

President Reagle opened the floor to those wishing to address the Corporate Authorities:

Dirk Beveridge, 1390 Lake Shore Dr South, announced an event, the “We Do Care – Freedom Festival” which will be held at Langendorf Park on October 23<sup>rd</sup> at 12noon. He noted that the purpose of the event was to show support for those serving in the Armed Forces of the United States.

Kathy Coffman of Lake Barrington, representing the Council of Barrington Garden Clubs, thanked the Board and the Public Works staff for the plantings and hanging baskets around the Village.

Margaret Myren, 324 E Liberty, urged residents to support the foundation supporting the Cardiac Care Unit at Good Shepard Hospital.

Bill Hartman, 1200 S Hough St, shared his vision of how areas in the town should be developed and expressed his displeasure at a recent vote regarding the redevelopment of a property on Northwest highway into a bank, and the cost of litigation surrounding the issue of the Village Attorney.

**REPORTS OF VILLAGE OFFICIALS**

**VILLAGE PRESIDENT’S REPORT**

President Reagle read a Proclamation establishing October 17, 2004 as CROP Walk Day.

President Reagle read a Proclamation establishing October 23, 2004 as Make a Difference Day.

President Reagle urged residents to support the upcoming book sale at the Barrington Area Library. He commented on the September BACOG meeting and the presentation made at that meeting on drugs in schools. President Reagle then delivered a presentation to the Board regarding the leases at Cook Street Plaza.

#### **VILLAGE STAFF REPORTS**

Denise Pieroni made an announcement regarding upcoming events in the Village including the 4<sup>th</sup> Annual Scarecrow Festival. She also announced that Police Officer Keith Wrzala and Police Officer Martin Byrne had celebrated their 10<sup>th</sup> anniversaries with the Village on October 7 and that Joe Egler who works in the Public Works Wastewater Treatment Division had celebrated his 10<sup>th</sup> anniversary with the Village on October 10.

#### **VILLAGE CLERK'S REPORT**

Village Clerk Ron Koppelman advised the Board that October 28<sup>th</sup> is the last day to mail absentee ballots from the County Clerk's Office and November 1<sup>st</sup> is the last day for in-person absentee voting at the County Clerk's office and at local election authority offices.

#### **COMMITTEE REPORTS**

##### **ADMINISTRATIVE SERVICES/FINANCE COMMITTEE**

Trustee Darch reported that the Committee had reviewed and were recommending the approval of the Tax Levy Estimates for 2004, the code amendment relating to the 911 Board and legal bills. She noted that the Committee had also reviewed the various monthly financial reports, further reporting that there was a decline in sales tax revenue and urged residents to shop in Barrington. Trustee Darch then made a presentation to the Board on litigation costs in the Village and the implications of certain pending litigation. Trustee Darch asked if either of the other members of the Committee wished to comment on this matter. Trustee Daluga provided the Board with an excerpt of a letter written by President Reagle regarding his position on Tax Increment Financing which was the subject of litigation filed against the Village. Trustee Schaefer then commented on the need for legal representation and again encouraged President Reagle to consider the continued use of Attorney Jim Bateman as provided for under the terms of his current contract.

##### **PLANNING & ZONING & ECONOMIC DEVELOPMENT COMMITTEE**

Trustee Yeagley reported that the Committee will meet next on October 19<sup>th</sup> and added that the Lake County Regional Framework plan is available online at [www.co.lake.il.us](http://www.co.lake.il.us) and urged residents to view the plan.

##### **PUBLIC SAFETY COMMITTEE**

Trustee Hunt reported that the committee discussed plans for traffic calming on Cook Street, Grove Avenue and Summit Street. He noted that the Committee had approved the format of a second survey regarding this issue that was to be mailed to all residents within the proposed project area and urged those residents to respond.

##### **PUBLIC WORKS COMMITTEE**

Trustee Schaefer reported that the next meeting will be October 25<sup>th</sup> and that sidewalks in the Roslyn neighborhood as well as on Lake Zurich Road will be discussed. Trustee Schaefer reminded residents to keep the new waste and recycling bins four feet apart to aid in the efficient pick up of the bins.

**CONSENT AGENDA** Pursuant to 65 ILCS 5/3.1-40-40, a single roll call vote of the Village Board of Trustees and the President on a group of ordinances, resolutions, orders, and/or motions.

President Reagle asked if anyone wished to have any items removed from the Consent Agenda. None were requested.

**MOTION:** A motion was duly made by Trustee Daluga and seconded by Trustee Schaefer to approve taking a single roll call vote to adopt and create a Consent Agenda, consisting of Items 5a, 5b, 5c, 5d, 5e, 5f, 5g, 5h, 5i, 5j, and 5k.

For the benefit of the public, President Reagle listed the following items to be included on the Consent Agenda.

- 5a. MOTION TO RECEIVE AND PLACE ON FILE** a Recommendation from the Plan Commission  
Re: PC 04-11; Zoning Ordinance Text Amendment (Financial Institutions and Electronic Amusement  
Devices and Other Similar Table Games)
- 5b. MOTION TO RECEIVE AND PLACE ON FILE** a Recommendation from the Plan Commission  
Re: PC 04-07; Shell Oil – 100 West Northwest Highway (Planned Development Amendment)
- 5c. MOTION TO RECEIVE AND PLACE ON FILE** a Recommendation from the Plan Commission  
Re: PC 04-08; Shell Oil – 106 North Northwest Highway (Planned Development Amendment)
- 5d. MOTION:** Announcing and Approving the Tax Levy Estimate for 2004 of in the Amount of  
\$2,195,016.00 (Corporate and Special Purpose)
- 5e. MOTION:** Announcing and Approving the Tax Levy Estimate for SSA #1 (Village Center Snow  
Removal) for 2004 in the Amount of \$21,250.00
- 5f. MOTION:** Announcing and Approving the Tax Levy Estimate for SSA #3 (Chippendale Snow  
Removal) for 2004 in the Amount of \$30,500
- 5g. MOTION:** Approving for the Director of Administrative Services the Carry-Over of 240 Hours of  
Vacation to be Used by the End of Calendar Year 2005
- 5h. RESOLUTION #04- 3081:** Authorizing and Approving Execution of a Contract for the Purchase of  
Rock Salt for 2004/ 2005 Snow and Ice Season
- 5i. RESOLUTION #04-3082:** Approving an Intergovernmental Agreement with Cook County to Provide  
Health Inspections
- 5j. RESOLUTION #04-3083:** Waiver of Temporary Liquor License Fee for Barrington Area Arts  
Council Harvest Oktoberfest (Saturday, October 16, 2004)
- 5k. RESOLUTION #04-3084:** Waiver of Temporary Liquor License Fee for St. Anne's Parish Block  
Party (Friday, November 5, 2004)

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee  
Hunt, aye; Trustee Daluga, aye; President Reagle, aye. President Reagle declared the motion to take a single roll  
call vote to adopt and create the Consent Agenda passed unanimously.

**MOTION:** A motion was duly made by Trustee Darch and seconded by Trustee Schaefer to approve the Consent  
Agenda consisting of Items 5a, 5b, 5c, 5d, 5e, 5f, 5g, 5h, 5i, 5j, and 5k.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee  
Hunt, aye; Trustee Daluga, aye; President Reagle, aye. President Reagle declared the motion passed.

**6. PUBLIC HEARING RE: PROPOSED ESTABLISHMENT OF SPECIAL SERVICE AREA  
NUMBER TWELVE**

- a. President Reagle called the Public Hearing Order at 9:12pm
- b. Upon roll being called the following answered present: Trustees Karen Darch, Jack Schaefer, Beth  
Raseman, Jeanne Yeagley, Paul Hunt, Jim Daluga; President Marshall Reagle.
- c. Proof of Notice of Public Hearing was presented.
- d. CONSIDERATION RE: Motion to Open Public Hearing for Public Input on the Proposed  
Establishment of Special Service Area Number Twelve  
**MOTION:** A motion was duly made by Trustee Hunt and seconded by Trustee Darch to Open the  
Public Hearing for Public Input on the Proposed Comprehensive Plan Amendments

- ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.
- e. **CONSIDERATION RE:** Motion to adopt rules for the conduct of this hearing  
**MOTION:** A motion was duly made by Trustee Darch and seconded by Trustee Hunt to adopt rules for the conduct of this hearing.  
**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.
- f. Presentation of the Proposed Establishment of Special Service Area Number Twelve was provided by James Bateman
- g. Public Comment on the Proposed Establishment of Special Service Area Number Twelve. It was noted for the record that no member of the public requested the opportunity to address the Board regarding this matter.
- h. Board Discussion regarding the Proposed Establishment of Special Service Area Number Twelve
- i. **CONSIDERATION RE:** Motion to Close Public Hearing for Public Input on the Proposed Establishment of Special Service Area Number Twelve  
**MOTION:** A motion was duly made by Trustee Darch and seconded by Trustee Daluga to Close Public Hearing for Public Input on the Proposed Comprehensive Plan Amendments  
**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

**7. PUBLIC HEARING RE: PROPOSED ESTABLISHMENT OF SPECIAL SERVICE AREA NUMBER THIRTEEN**

- a. President Reagle called the Public Hearing Order at 9:15pm
- b. Upon roll being called the following answered present: Trustees Karen Darch, Jack Schaefer, Beth Raseman, Jeanne Yeagley, Paul Hunt, Jim Daluga; President Marshall Reagle.
- c. Proof of Notice of Public Hearing was presented.
- d. **CONSIDERATION RE:** Motion to Open Public Hearing for Public Input on the Proposed Establishment of Special Service Area Number Thirteen  
**MOTION:** A motion was duly made by Trustee Daluga and seconded by Trustee Darch to Open the Public Hearing for Public Input on the Proposed Comprehensive Plan Amendments  
**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.
- e. **CONSIDERATION RE:** Motion to adopt rules for the conduct of this hearing  
**MOTION:** A motion was duly made by Trustee Raseman and seconded by Trustee Daluga to adopt rules for the conduct of this hearing.  
**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.
- f. Presentation of the Proposed Establishment of Special Service Area Number Thirteen was provided by James Bateman.
- g. Public Comment on the Proposed Establishment of Special Service Area Number Thirteen. It was noted for the record that no member of the public requested the opportunity to address the Board regarding this matter.
- h. Board Discussion regarding the Proposed Establishment of Special Service Area Number Thirteen
- i. **CONSIDERATION RE:** Motion to Close Public Hearing for Public Input on the Proposed Establishment of Special Service Area Number Thirteen  
**MOTION:** A motion was duly made by Trustee Hunt and seconded by Trustee Raseman to Close Public Hearing for Public Input on the Proposed Comprehensive Plan Amendments  
**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

**OLD BUSINESS**

- 8a. RESOLUTION#04-3085:** Authorizing and Approving a Design Engineering Services Agreement with James J. Benes & Associates, Inc. for the Streetscape Improvements Project Stage IV

**MOTION:** A motion was duly made by Trustee Daluga and seconded by Trustee Raseman to pass, as presented, the Resolution listed as Item 8a on the Agenda.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

## **NEW BUSINESS**

- 9a. ORDINANCE #04-3188:** Amendment to Ordinance No. 01-2907 (A Special Use and Planned Development Ordinance) (Re: PC 04-07 Shell Oil at 100 West Northwest Highway – Planned Development Amendment)

**MOTION:** A motion was duly made by Trustee Raseman and seconded by Trustee Schaefer to pass, as presented, the Ordinance listed as Item 9a on the Agenda.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

- 9b. ORDINANCE #04-3189:** Amendment to Ordinance No. 98-2743 (A Special Use and Planned Development Ordinance) (Re: PC 04-08 Shell Oil at 106 North Northwest Highway – Planned Development Amendment)

**MOTION:** A motion was duly made by Trustee Darch and seconded by Trustee Schaefer to pass, as presented, the Ordinance listed as Item 9b on the Agenda.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

- 9c. RESOLUTION #04-3086:** Authorizing up to \$10,000 in a Façade Improvement Grant to Gary Dandona for Barrington Tailor Shop 112 East Main Street

**MOTION:** A motion was duly made by Trustee Daluga and seconded by Trustee Darch to pass, as presented, the Resolution listed as Item 9c on the Agenda.

The Board discussed the percentage of the improvement that would be funded by the storeowner and by the Façade Improvement Grant. Drawings were presented to the Board detailing the extent of the changes. The Board discussed the maintenance of the wood siding that is going to be used and which will replace the current vinyl siding. The Board also discussed whether other similar businesses have been denied or requested a grant.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

- 9d. RESOLUTION #04-3087:** Authorizing up to \$10,000 in a Façade Improvement Grant to Gary Dandona for Yellow & Green 110 East Main Street

**MOTION:** A motion was duly made by Trustee Darch and seconded by Trustee Hunt to pass, as presented, the Resolution listed as Item 9d on the Agenda.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

- 9e. RESOLUTION #04-3088:** Authorizing and Awarding a Contract (St. Aubin Nursery – Planting Parkway Trees)

**MOTION:** A motion was duly made by Trustee Raseman and seconded by Trustee Darch to pass, as presented, the Resolution listed as Item 9e on the Agenda.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

- 9f. ORDINANCE #04-3190:** Authorizing a Lease of Village Owned Real Property Located within Redevelopment Area #1 of the Village Center Tax Increment Financing Redevelopment Project Area (ADCO)

**MOTION:** A motion was duly made by Trustee Yeagley and seconded by Trustee Darch to pass, as presented, the Ordinance listed as Item 9f on the Agenda.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

- 9g. ORDINANCE #04-3191:** Eighth Amendment to the Text of the Zoning Ordinance of the Village of Barrington Adopted on March 19, 2001 (Ordinance No. 01-2919) (Relating to Definitions and Uses in the B-1 General Business Service District and the B-4 Village Center Business District)

**MOTION:** A motion was duly made by Trustee Yeagley and seconded by Trustee Darch to pass, as presented, the Ordinance listed as Item 9g on the Agenda.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

- 9h. ORDINANCE #04-3192:** Amending Chapter 5 of Title 2 of the Barrington Village Code (Re: Emergency Telephone System Board)

**MOTION:** A motion was duly made by Trustee Daluga and seconded by Trustee Darch to pass, as presented, the Ordinance listed as Item 9h on the Agenda.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

#### **PAYMENT OF BILLS:**

##### **WARRANTS LIST- 10/11/04 - \$11,633.92 (125 REIMBURSEMENTS)**

**MOTION:** A motion was duly made by Trustee Darch and seconded by Trustee Raseman to approve the payment of the bills included on the voucher listing for the period ending 10/11/04 in the amount of \$11,633.92.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

##### **WARRANTS LIST- 10/11/04 - \$300,614.96 (GENERAL)**

**MOTION:** A motion was duly made by Trustee Darch and seconded by Trustee Daluga to approve the payment of the bills included on the voucher listing for the period ending 10/11/04 in the amount of \$300,614.96.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

##### **WARRANTS LIST- 10/11/04 - \$27,729.35 (COMED)**

Trustee Hunt noted for the record that, due to a conflict of interest, he was recusing himself from deliberation on this matter in any way.

**MOTION:** A motion was duly made by Trustee Yeagley and seconded by Trustee Darch to approve the payment of the bills included on the voucher listing for the period ending 10/11/04 in the amount of \$27,729.35.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

## **COMMENTS – “ROUND THE TABLE”**

Trustee Darch commented on the leases signed in Cook Street Plaza and urged President Reagle to do his part to serve as the executive officer of the Village of Barrington and execute the Ordinances that are passed by a majority of the Board. Trustee Darch urged residents to support the upcoming Scarecrow Festival. Trustee Darch reminded residents how sales tax dollars support the Village.

Trustee Schaefer commented on the sense of loss when Talbots left the Village and the feedback from Talbots' management that one of the reasons for leaving was the lack of development in the Village Center. Trustee Schaefer went on to thank Trustee Raseman for her efforts to bring a restaurant to Cook Street Plaza. Trustee Schaefer urged that the President and the Board to support the TIF and to continually monitor in order to make it the best TIF district possible.

Trustee Raseman commented on the presence of construction as a positive sign of reinvestment in the community. Trustee Raseman congratulated Village residents on their participation in the Chicago Marathon. Trustee Raseman concluded by saying that she felt it a travesty that the Village President is not doing his part to support lawful Ordinances passed by a majority of the Board of Trustees.

Trustee Yeagley stated that she felt that President Reagle was being blamed for lawsuits in which he had no involvement. Trustee Yeagley then commented on the Cook Street Plaza leases stating that it appeared to her that the developer was leasing space himself in order to meet the requirement that 50% of retail space be leased before beginning construction.

Trustee Hunt expressed his support for the Cook Street Plaza project and urged the President to not support or encourage efforts that will impede the project.

Trustee Daluga urged residents to consider an analogy comparing President Reagle to the CEO of a company.

President Reagle responded to various comments by members of the Board of Trustees.

**CLOSED SESSION** (This session shall be closed to the general public and media. Items discussed in Closed Session may be acted upon in open session following the completion of the Closed Session).

**CONSIDERATION RE: Motion to Adjourn to Closed Session** Personnel (5ILCS 120/2 (c) (1), Litigation (5ILCS 120/2(c)(11), Land Acquisition (5ILCS 120/2 (c) (5), Collective Negotiating Matters (5ILCS 120/2 (c) (2).

**MOTION:** Trustee Darch moved, seconded by Trustee Schaefer, that the Corporate Authorities adjourn to Closed Session for the purpose of the consideration of appointment, employment, compensation, discipline performance, or dismissal of specific employees of the public body, including hearing testimony on a complaint lodged against an employee to determine its validity, pursuant to Chapter 5 ILCS 120/2(c)(1) and for the purpose of the consideration of purchase or lease of real property for the use of the public body, including meetings held for the purpose of discussing whether a particular parcel should be acquired, pursuant to Chapter 5 ILCS 120/2(c)(5).

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed unanimously.

The time was 10:15 p.m.

## **RESUMPTION OF PUBLIC PORTION OF MEETING**

The public portion of the meeting resumed at 10:55 p.m., Monday, October 11, 2004.

It was noted for the record that all Trustees and the Village President who were present prior to the commencement of the closed session were still present.

## **ADJOURNMENT**

**MOTION:** A motion was duly made by Trustee Darch and seconded by Trustee Daluga to adjourn the Regular Meeting of the President and Board of Trustees.

A voice vote was then called following which President Reagle declared the motion to adjourn had been unanimously adopted and the meeting was adjourned. The time was 10:55 p.m., Monday, October 11, 2004.

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Ron Koppelman, Village Clerk